

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE

SUSAN WELCHLY and ASHLEY  
SUMMERS, individually and on behalf of  
all others similarly situated,

Plaintiffs,

v.

AVENUE BANK

Defendant.

CASE NO.: 3:13-CV-00775

CHIEF JUDGE HAYNES, JR.

JOINT MOTION TO STAY PROCEEDING AND  
POSTPONE CASE MANAGEMENT CONFERENCE  
PENDING RULING ON AVENUE BANK'S DISPOSITIVE MOTION

*ORDER*  
*Dispositive*  
*is GRANTED*  
*9-23-13*

Plaintiffs Susan Welchly and Ashley Summers ("Plaintiffs") and Defendant Avenue Bank hereby jointly move the Court to postpone the case management conference currently scheduled for September 23, 2013, at 2:00 [Dkt. No. 3], and temporarily stay the entirety of this proceeding pending resolution of Avenue Bank's Motion to Dismiss, for Judgment on the Pleadings and to Strike Jury Demand [Dkt. No. 12]. In support of this Motion, the Parties state that a postponement of the case management conference and stay at this time will save the Court's and the parties' time and resources. If the Court grants Avenue Bank's Motion, the deadlines that would be set during the case management conference will be unnecessary. Likewise, if the Court denies the Motion, the timing of when the Court rules and any narrowing of the issues that may result from the ruling, may affect the deadlines. The parties suggest that it would be more efficient for the Court and the parties to set the case management conference and proceed with discovery, if necessary, after the Court rules on Avenue Bank's Motion.

WHEREFORE, the parties jointly respectfully request that the Court enter an order